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7 *Attorneys for Complainant*

8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

12 **BEVERLY ANN MINGLEE AKA**
13 **BEVERLY ANN JONES**
14 **12223 Highland Ave., #543**
Rancho Cucamonga, CA 91739
Registered Nurse License No. 658367

15 Respondent.

Case No. **2010-232**

ACCUSATION

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17 Complainant alleges:

18 PARTIES

19 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department
21 of Consumer Affairs.

22 2. On or about June 2, 2005, the Board of Registered Nursing (Board) issued Registered
23 Nurse License Number 658367 to Beverly Ann Minglee aka Beverly Ann Jones (Respondent).
24 The Registered Nurse License was in full force and effect at all times relevant to the charges
25 brought herein and will expire on October 31, 2010, unless renewed.

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1 COST RECOVERY PROVISION

2 8. Section 125.3 provides, in pertinent part, that the Board may request the
3 administrative law judge to direct a licentiate found to have committed a violation or violations of
4 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
5 enforcement of the case.

6 CAUSE FOR DISCIPLINE

7 (Unprofessional Conduct/Conviction of Substantially-Related Offense)

8 9. Respondent is subject to disciplinary action under section 2761, subdivisions (a) and
9 (f), in conjunction with California Code of Regulations, title 16, section 1444, in that Respondent
10 was convicted of an offense substantially related to the qualifications, functions, and duties of a
11 registered nurse, as follows:

12 a. On or about October 1, 2007, after pleading nolo contendere, Respondent was
13 convicted of one misdemeanor count of violating Penal Code section 273a, subdivision (a)
14 [willful harm or injury to child], in the criminal proceeding entitled *The People of the State of*
15 *California v. Beverly Ann Minglee* (Super Ct. San Bernardino County, 2007, No. MWV705307).
16 Respondent was placed on probation for four years under terms and conditions, including that
17 Respondent attend a 52-week parenting class.

18 b. The underlying circumstances of the conviction occurred on October 9, 2006. At
19 approximately 9:40 p.m., deputies from the San Bernardino County Sheriff's Department were
20 dispatched to Respondent's residence to check on the welfare of the occupants, based on a
21 neighbor's report that she heard yelling and a child crying at Respondent's residence. A deputy
22 checked Respondent's three-year-old daughter for injuries and observed a cut above the child's
23 upper lip and bruising around the sides and front of her neck.

24 c. A sheriff's deputy interviewed Respondent at the scene. Respondent made the
25 following admissions: After Respondent found her three-year-old daughter in the kitchen, taking
26 items out of the refrigerator and spilling them onto the floor, Respondent grabbed her daughter by
27 the collar of her pajamas and held on as she yelled at the child. When asked about the cut above

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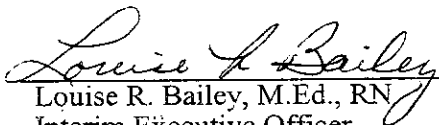
1 her daughter's upper lip, Respondent stated that she must have cut her daughter with her
2 fingernail when she went to grab the child's collar.

3 PRAYER

4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
5 and that following the hearing, the Board of Registered Nursing issue a decision:

- 6 1. Revoking or suspending Registered Nurse License Number 658367 issued to
7 Respondent.
- 8 2. Ordering Respondent to pay the Board the reasonable costs of the investigation and
9 enforcement of this case, pursuant to Business and Professions Code section 125.3; and
- 10 3. Taking such other and further action as deemed necessary and proper.

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12 DATED: 10/22/09


Louise R. Bailey, M.Ed., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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